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I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on July 11, 2006, to the Group fax number: (571)273-8300 to the attention of Examiner Stacey Chen.


Shmuel Livnat

Atty Dkt: 29025.0001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**RECEIVED
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In the application of:

Arlene RAMSINGH *et al.*

Serial No.: 09/879,572

Filing Date: June 12, 2001

For: COXSACKIEVIRUS B4 EXPRESSION
VECTORS AND USES THEREOF

Examiner: Stacey Chen

Group Art Unit: 1648

Atty Dkt: 29025.0001

Customer No. 30827

PATENT TRADEMARK OFFICE

JUL 11 2006

RESPONSE AND AMENDMENT UNDER 37 C.F.R. § 1.111Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

This responds to a non-final Office Action mailed January 11, 2006. Attached hereto is a Petition for Extension of Time (3 months) up to and including July 11, 2006. Payment is via Deposit Account. Also attached hereto is a 4th Declaration of Arlene I. Ramsingh, which being submitted in unexecuted form.¹

The response follows a telephone discussion between the undersigned and TQAS Deborah Reynolds on 14 February 2006 and with SPE James Housel on 16 February 2006. Mr. Housel indicated to the undersigned what they considered to be a path to allowability of the present claims. This will be discussed in more detail in the appropriate sections below. Applicants thank Dr. Reynolds and Mr. Housel for their additional attention to the unresolved issues in this case.

Claims 1-3, 6-15, 17-22, 24-28, 30-36 and 54-78 are pending. Claims 2, 19 and 54-72 remain withdrawn from consideration, being drawn to non-elected subject matter. Of these withdrawn claims, at least claims 54-72 are expected to be rejoined upon indication of patentable subject matter in the active claims.

¹ Due to illness, Dr. Ramsingh was unable to be near a fax machine to fax a signed copy of this document. An executed facsimile of this document will be provided to the Office in the coming days as soon as is feasible.

All the pending claims were rejected under 35 U.S.C. § 112, first paragraph and/or under 35 U.S.C. § 102(b). Careful consideration has been given to the grounds for rejection and the following amendments and remarks are offered in response. Reconsideration of the pending rejections is respectfully requested, as is entry of this paper.

The Listing of Claims begins at page 3 of this document and runs through page 7.

Remarks begin at page 8.